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**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**(SAN JOSE)**

**SALLY HERRIOT,**

Plaintiff,

— v. —

**CHANNING HOUSE,**

Defendant.

Case No. C06-06323 JF

**STIPULATION AND [PROPOSED]  
ORDER**

Motion Date: **April 3, 2009**

Time: 9:00 a.m.

Courtroom: 3

The parties hereby STIPULATE that Plaintiff's motion for a stay or injunction pending appeal will be heard by this Court on April 3, 2009. Furthermore, Plaintiff shall file her motion and supporting papers on or before March 11, 2009, Defendant shall file its opposition on or before March 23, 2009, and Plaintiff shall filed her reply on or before March 27, 2009.

1 IT IS SO STIPULATED:

2  
3 Dated: February 27, 2009

RELMAN & DANE, PLLC

4 /s/ Michael Allen

Michael Allen

5 Attorney for Plaintiff

6  
7 Dated: February 27, 2009

LEWIS, BRISBOIS, BISGAARD, & SMITH LLP

8 /s/ Alex A. Graft

Alex A. Graft

9 Attorney for Defendant

**[PROPOSED] ORDER**

For the reasons set forth above, the Court will hear Plaintiff's motion for a stay or injunction pending appeal on April 3, 2009. Furthermore, Plaintiff shall file her motion and supporting papers on or before March 11, 2009, Defendant shall file its opposition on or before March 23, 2009, and Plaintiff shall file her reply on or before March 27, 2009.

IT IS SO ORDERED.

Dated: 3/2/09



THE HONORABLE JEREMY FOGEL  
United States District Judge

**CERTIFICATE OF SERVICE**  
**NORTHERN DISTRICT OF CALIFORNIA**

I hereby certify that on February 27, 2009 a copy of the foregoing Stipulation and Proposed Order were electronically filed and by operation of the Court's ECF system were served upon the following by electronic mail:

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/s/ \_\_Michael Allen\_\_

Michael Allen